UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

- v. -

UNITED STATES OF AMERICA

FRANK RODRIGUEZ,

Defendant.

WAIVER OF INDICTMENT

S1 07 Cr. 845 (AKH)

The above-named defendant, who is accused of one count of violating Title 21, United States Code, Section 846, being advised of the nature of the charge and of his rights, hereby walves, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by

indictment.

Defendant

Witness

Date:

New York, New York March 28, 2008

> **USDC SDNY** ELECTRONICALLY FILED